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1614

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AMENDMENT TRANSMITTAL LETTER			Docket No. ENI-005
Application No. 09/955485	Filing Date September 19, 2001	Examiner Spivak, Phyllis G.	Art Unit 1614

Applicant(s): Michael A. Moskowitz, et al

Invention: INCREASING CEREBRAL BIOAVAILABILITY OF DRUGS

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TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	22	- 30 =		x	0.00
Independent Claims	4	- 5 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Extension for response within third month					465.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					465.00

- ☐ Large Entity ☒ Small Entity
- ☐ No additional fee is required for this amendment.
- ☒ Please charge Deposit Account No. 12-0080 in the amount of \$ 465.00.
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☒ Two Information Disclosure Statements; two PTO Forms 1449 and copies of references cited.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 12-0080 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Danielle L. Herritt, Attorney Reg. No.: 43,670
For DeAnn F. Smith, Attorney Reg. No.: 36,683

Dated: May 23, 2003

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, Massachusetts 02109
(617) 227-7400

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 244 883 605 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 23, 2003 Signature: (Danielle L. Herritt)



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FEE TRANSMITTAL for FY 2003 <small>Patent fees are subject to annual revision.</small>		Complete if Known		
		Application Number	09/955485	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	September 19, 2001	
		First Named Inventor	Michael A. Moskowitz	
		Examiner Name	Spivak, Phyllis G.	
TOTAL AMOUNT OF PAYMENT (\$)		645.00	Group Art Unit	1614
METHOD OF PAYMENT (check all that apply)		Attorney Docket No.		ENI-005
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		FEE CALCULATION (continued)		
<input checked="" type="checkbox"/> Deposit Account		3. ADDITIONAL FEES		
Deposit Account Number: 12-0080		Large Entity Small Entity		
Deposit Account Name: Lahive & Cockfield, LLP		Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid		
The Commissioner is hereby authorized to: (check all that apply)		1051 130 2051 65 Surcharge - late filing fee or oath		
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.		
<input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application		1053 130 1053 130 Non-English specification		
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		1812 2,520 1812 2,520 For filing a request for ex parte reexamination		
FEE CALCULATION		1804 920* 1804 920* Requesting publication of SIR prior to Examiner action		
1. BASIC FILING FEE		1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action		
Large Entity Small Entity		1251 110 2251 55 Extension for reply within first month		
Fee Code Fee (\$)	Fee Code Fee (\$)	Fee Description		Fee Paid
1001 750	2001 375	Utility filing fee		
1002 330	2002 165	Design filing fee		
1003 520	2003 260	Plant filing fee		
1004 750	2004 375	Reissue filing fee		
1005 160	2005 80	Provisional filing fee		
SUBTOTAL (1) (\$)		0.00		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1252 410 2252 205 Extension for reply within second month		
Total Claims 22 -28** =		1253 930 2253 465 Extension for reply within third month		
Independent Claims 4 -5** =		1254 1,450 2254 725 Extension for reply within fourth month		
Multiple Dependent		1255 1,970 2255 985 Extension for reply within fifth month		
Large Entity Small Entity		1401 320 2401 160 Notice of Appeal		
Fee Code Fee (\$)	Fee Code Fee (\$)	Fee Description		Fee Paid
1202 18	2202 9	Claims in excess of 20		
1201 84	2201 42	Independent claims in excess of 3		
1203 280	2203 140	Multiple dependent claim, if not paid		
1204 84	2204 42	** Reissue independent claims over original patent		
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent		
SUBTOTAL (2) (\$)		0.00		
**or number previously paid, if greater; For Reissues, see above		1402 320 2402 160 Filing a brief in support of an appeal		
SUBMITTED BY		Complete (if applicable)		
Name (Print/Type) Danielle L. Herritt		Registration No. (Attorney/Agent) 43,670		
Signature		Telephone (617) 227-7400		
		Date May 23, 2003		
		SUBTOTAL (3) (\$) 645.00		

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Dated: May 23, 2003

Signature: (Danielle L. Herritt)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#121
YC
6-5-03

In re the application of: Moskowitz *et al.*

Serial No.: 09/955,485

Filed: September 19, 2001

For: Increasing Cerebral Bioavailability of Drugs

Attorney Docket No.: ENI-005

Group Art Unit: 1614

Examiner: Spivak, Phyllis G.

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CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number EV 244 883 605 US

Date of Deposit: May 23, 2003

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Signature

Danielle L. Herritt, Esq.

Please Print Name of Person Signing

AMENDMENT AND RESPONSE

Dear Sir:

This is a response to the non-final Office Action mailed from the Patent Office on November 27, 2002. A separate petition for a three-month appropriate extension of time to respond, up to and including May 27, 2003, is filed concurrently herewith.

Also filed herewith are two Information Disclosure Statements and associated papers.

Amendments to the Claims begin on page 2 of this paper.

Remarks and Arguments begin on page 4 of this paper.